IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 2729 OF 2006

IN

APPEAL (L) NO. 675 OF 2006

IN

NOTICE OF MOTION NO. 3316 OF 2002

IN

SUIT NO.3853 OF 2002

M/s Tarla Marjaria & Ors. .. Appellants

V/s

Bipin Shah & Anr. .. Respondents

Mr.Sanjay Jain i/b KMC Legal Venture for the Appellants

Mr.M.P.S. Rao i/b Rustamji & Giniwala for the Respondents.

CORAM : H.L. GOKHALE & J.P. DEVADHAR, JJ.

DATE : 18TH AUGUST 2006

(Mentioned. Not on board.)

P.C. :

1. Heard Mr.Jain in support of this motion. Mr.Rao appears for the Respondents.

2. The motion seeks condonation of delay of 32 days

in filing the appeal. The affidavit in support of the motion states that the Appellants wanted to engage another advocate and that took time. We accept the explanation given by the Appellants and grant this motion. Delay is condoned. Appeal be numbered.

(H.L. GOKHALE, J.)

(J.P. DEVADHAR J.)